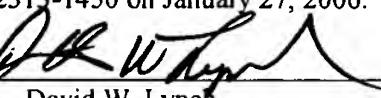


PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Cideciyan et al. Examiner: Mercedes, D. E.
Serial No.: 10/683,646 Group Art Unit: 2651
Filed: October 10, 2003 Docket No.: HSJ920030151US1
(2004300-0550-B-DWL)
Title: APPARATUS FOR PROVIDING DATA DEPENDENT DETECTION IN A
DATA READ CHANNEL

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence and the papers, as described hereinabove, are being deposited in the United States Postal Service, as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 27, 2006.

By: 
David W. Lynch

REQUEST FOR REFUND ACCORDING TO 37 C.F.R. § 1.26

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

On September 27, 2005, Applicant submitted a response under 37 C.F.R. 1.116 amended the claims according to the Examiner's suggestion to place them in condition for allowance. This response was inadvertently routed to the wrong Examiner.

A copy of the post card, having a stamped date of actual receipt by the U.S. Patent and Trademark Office of October 3, 2005, as proof of the filing of the response of September 27, 2005.

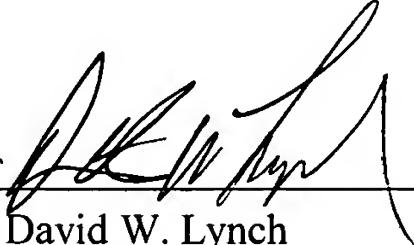
The response submitted herewith is includes a petition for a three-month extension of time and a credit card authorization form authorizing payment of the three-month petition of time.

Accordingly, Applicants petition for the refund of the payment of the three-month extension of time in view of the events described above.

Please contact the undersigned directly should there be any remaining questions or issues that can be addressed over the telephone.

Respectfully submitted,

Chambliss, Bahner and Stophel
1000 Tallan Building
Two Union Square
Chattanooga, TN 37402
423-757-0264

By: 
Name: David W. Lynch
Reg. No.: 36,204

Receipt is hereby acknowledged for the following in the U.S. Patent and Trademark Office:

Applicant CIDE CIYAN et al.

For: APPARATUS FOR PROVIDING DATA DEPENDENT

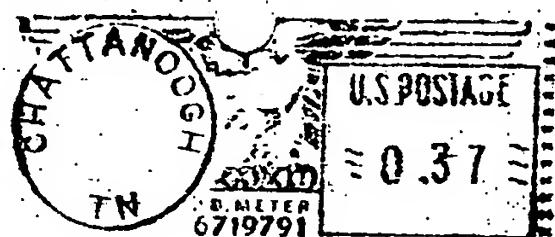
DETECTION IN A DATA READ CHANNEL

Docket No.: HSJ920030151US1/ (2004300-0550-B-DWL)

Date of Deposit: September 27, 2005

Amendment and Response Under 37 C.F.R. 1.116, pages 1-15
 1 Return Postcard.

Office Action Response



David W. Lynch
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